

MINUTES

UTAH PHYSICIANS BOARD MEETING

December 10, 2008

**Room 474 – 4th Floor – 9:08 A.M.
Heber Wells Building
Salt Lake City, UT 84111**

CONVENED: 9:08 A.M.

ADJOURNED: 12:16 P.M.

Bureau Manager:
Board Secretary:
Division Compliance Specialist:

Noel Taxin
Joyce McStotts
Debbie Harry

Board Members Present:

Marc E. Babitz, MD, Chairperson
John W. Bennion, Ph.D.
Kristen Ries, MD
George C. Pingree, MD
Stephen E. Lamb, MD
James H. Pingree, MD
Daniel J. Parker, MD

Board Members Absent:

Elizabeth F. Howell, MD
Richard J. Sperry, MD
James R. Fowler, MD
Lori G. Buhler

Guests:

Candi Ramos
Nick Greenwood

DOPL Staff Present:

David Stanley, Division Director
Wayne Holman, Chief Investigator
Kent Barnes, Sr. Business Analyst

TOPICS FOR DISCUSSION

ADMINISTRATIVE BUSINESS:

DECISIONS AND RECOMMENDATIONS

Dr. Babitz opened the meeting and thanked everyone for coming. Dr. Babitz reviewed the procedures of the meeting.

Dr. Babitz asked each member present to sign and pass

the Per Diem sheet around.

The Board discussed the concerns and absenteeism of Dr. Fowler. Dr. Babitz recommended contacting the UMA to see if they have a current address.

MINUTES:

The minutes from the November 12, 2008 Board meeting were read.

Dr. Bennion made a motion to approve the minutes as read. Dr. G. Pingree seconded the motion.

The motion passed unanimously.

APPOINTMENTS:

9:30 am

Debbie Harry , Compliance Update

Ms. Harry updated the Board regarding the compliance or non-compliance of probationers.

Ms. Harry reported that **Dr. Alan F. Heap** is currently non-compliant. Ms. Harry stated the Board asked Dr. Heap for his updated controlled substance copies and his practice plan. These items have not been received.

Ms. Taxin stated Dr. Heap's supervisor and attorney called and they stated Dr. Heap was in the VA hospital and would not attend today. Ms. Taxin stated Dr. Spector said he has no concerns with Dr. Heap practicing or prescribing and shared his concerns about Dr. Heap being depressed. Dr. Spector stated he felt that he was more depressed after the Board meetings and questioned if the Board was being too hard on Dr. Heap. Ms. Taxin reviewed the concerns Dr. Spector mentioned with the Board and she stated she thought the Board has not been hard or mean. Ms. Taxin stated she and Dr. Howell discussed options and Dr. Howell suggested having a third person do an evaluation of Dr. Heap's medical records and prescribing practices.

Dr. Lamb stated he thought the Board had been very supportive and he stated that some of his comments were stern but not malicious. Dr. Lamb shared his concerns about Dr. Heap being called the candy man and wanted Dr. Heap to show improvements.

Ms. Taxin and the Board discussed the statute for mental capacity, the report from the Controlled Substance Database, and other options available.

Further discussion during the meeting:

Dr. Bennion shared further concerns about Dr. Heap. Dr. Ries supported the third person evaluation and recommended this occur. Dr. Babitz suggested either Dr. Curtis Canning or Dr. Mark Foote as good possibilities of doing the evaluation. Also, Dr. Babitz recommended an overall health evaluation be obtained. The Board requested Ms. Taxin obtain the admission report from the VA hospital and discuss with others in the Division and Attorney Generals office what other possibilities are available.

Ms. Harry reported that **Dr. Aaron Jones** is meeting for his initial probationary interview. Dr. Jones is coming to Utah from California and he has an order with California which began on June 1, 2007. Dr. Jones admits to unprofessional conduct, engaging in sexual misconduct with a patient, and gross negligence.

The Board discussed Dr. Jones had appeared before the Board a year ago for an application review. Ms. Harry stated the Dr. Jones has a three year probation with Utah's terms and conditions. Ms. Harry discussed an email from Dr. Jones' therapist, Dr. Krause, which reviewed therapy progress made and the issues still being discussed with Dr. Jones.

Ms. Harry asked the Board to discuss with Dr. Jones:

1. Completing an additional CME course on the scope of practice or ethics.
2. Completing the course within one year.
3. Ensuring he understands this course does not count towards renewal CME.
4. Providing his DEA number to the Division.

Ms. Taxin discussed if therapy should be required in Utah based on the recommendation of termination from his current therapist and if it would be acceptable to have a Physician Assistant as a supervisor.

Dr. Babitz reviewed the Bear River Community

Health Center situation with the satellite office, the Physician Assistant, the positions of Dr. Jones as the family physician and Dr. Jones being employed by the Bear River Community Health Center. Dr. Babitz clarified the Physician Assistant would be Dr. Jones colleague but not his employer.

Ms. Harry reported that **Dr. Stephan J. Kitson** is currently in compliance. Ms. Harry stated Colorado has been uncooperative, non-responsive, and to the point of being rude about the requests from the Division. Ms. Taxin also tried to obtain information from Colorado and received the same responses.

Dr. Kitson provided the compliance reports for February, May, and August showing Dr. Kitson is in compliance in Colorado. A letter from his counselor was received which stated Dr. Kitson was a low risk for reoccurrence and recommended he return to practice in a group setting. BMI supported his return to medical practice providing he has a supervising therapist and a monitoring system in place.

Ms. Harry stated that Dr. Kitson's probation was to end in June of 2008 and according to his Stipulation the time of not working does not meet the requirements. Ms. Harry and Ms. Taxin stated Mr. Kitson has 5 year probation in Colorado which started in November of 2007. The Board discussed the time frame of Dr. Kitson's probations and the situation with Colorado. Dr. G. Pingree suggested having Mr. Stanley contact Colorado to obtain the required probationary information.

Ms. Taxin and the Board continued to discuss the incident which occurred in Utah and then moved to Colorado. The Board requested Ms. Taxin try one more time to obtain the information from Colorado and if it is not received, have Mr. Stanley contact his equivalent.

Ms. Harry stated Dr. Kitson is cooperating with DOPL, he provided his SPEX exam score, and recommended the Board not hold Colorado's behavior against Dr. Kitson.

Ms. Harry reported that **Dr. Darrell G. Anderson** is totally compliant. All controlled substance prescriptions have been received and reviewed by Ms. Taxin.

Ms. Taxin stated she reviewed the scripts the scripts had been written correctly, but the number of prescriptions was still high. Ms. Harry stated the supervisor shared concern on the high number of prescriptions as well.

Dr. J. Pingree asked when Dr. Anderson was scheduled to go off of probation. Ms. Harry stated he was scheduled to go off probation in May of 2009.

Dr. Lamb asked about the outcome of an off-line meeting with Dr. Anderson's attorney. Ms. Taxin stated the meeting lead to Dr. Anderson hopefully agreeing to a stipulation concerning the items discussed in the meeting. Ms. Taxin minimally outlined the few items which may be in the Stipulation like providing a practice plan, follow the FDA guidelines closer, and having the supervisor review more files.

Dr. Babitz requested the extension of the time line of the current Stipulation. Ms. Taxin discussed the need for review and the need to have the new Stipulation be in place before May 2009. Ms. Taxin stated she would follow through, have it hopefully completed by January 2009 and if it could not be completed by then, it may have to go to a hearing.

9:50 am

Dr. Alan F. Heap, Probationary Interview

Dr. Heap did not show for the schedule appointment.

Dr. Bennion requested since Dr. Heap did not show this month for his appointment that he be required to meet with the Board in January and provide the requested information.

The Board requested Ms. Taxin provide more information to the Board about Dr. Heap's mental competency and provide options the Board may have. Mr. Stanley stated the Stipulation was the Stipulation and the Board was bound by the Stipulation and he

stated the Board must use caution in regards to what recommendations they are suggesting.

Dr. Babitz clarified the following items are required:

1. Is Dr. Heap practicing or not? Does he have the ability to practice in a safe manner based upon the prescribing habits specifically? This issue needs to be addressed in a very prompt fashion.
2. Why Dr. Heap did not show for the probationary interview when he was discharged from the VA.
3. Obtain an outside psychiatrist review of his patient records and prescriptions to ensure they are prescribed in a safe manner.
4. Speak with legal council in the Division to obtain options for the Board in a prompt manner.

Ms. Taxin clarified to Mr. Stanley that the requested information by the Board was within the items in the Stipulation or the Law regarding mental competency.

Dr. Bennion made the motion for Ms. Taxin to request a mental competency test and open an investigation to review Dr. Heap's status.

Dr. Ries seconded the motion.

The motion passed unanimously.

The Board stated Dr. Heap is non-compliant.

10:10 am

Dr. Aaron Jones, Initial Probationary Interview

Dr. Jones met for his initial probationary interview.

Dr. Babitz conducted Dr. Jones' interview and requested the Board introduced themselves as this was the initial interview for Dr. Jones.

Dr. Babitz informed Dr. Jones that he has updated the Board about his employment and requested Dr. Jones update the Board on his current status in his own words.

Dr. Jones stated that he started work on November 17,

2008 at Cache Valley Community Health Center, he works with Dr. Brant Fannesbeck D.O., and practices in both locations. Dr. Jones explained the patient base and stated it is a full spectrum practice from birth to death.

Dr. Babitz requested the information about the request of having D. J. Ballingham, PA, as a supervisor and how business is set-up in the clinics.

Dr. Jones explained the business set-up, stated the requested PA supervisor is the medical director, reviewed the PA's qualifications, and stated the PA would be his supervisor from the Board's standpoint.

Dr. Babitz requested clarification about who was the employee and employer to ensure the PA was not Dr. Jones' employee.

Dr. Jones clarified that the PA was the employer and he was the employee.

The Board and Ms. Taxin discussed the employee/employer relationship of the PA and Dr. Jones.

Dr. Babitz discussed the letter received from D. J. Ballingham to serve as the supervisor, willingness to provide the reports required including the chaperone logs.

Dr. J. Pingree made the motion to approve Mr. Ballingham as Dr. Jones' supervisor. Dr G. Pingree seconded the motion.

The motion passed unanimously.

Dr. Babitz requested information and the current status of Dr. Jones' therapy in Utah.

Dr. Jones explained the history and the reasons for the psychotherapy in California. Dr. Jones explained the reason for the therapy and the relationship with his psychologist.

Dr. Babitz asked if Dr. Jones was receiving therapy in Utah.

Dr. Jones stated he was not in therapy at this time and that he successfully addressed in therapy the issues that were in his Stipulations; he would like to continue with therapy on his personal time, as it causes difficulty of doing therapy with the clinics schedule.

Dr. Babitz explained with Utah's Stipulation and the report that therapy was not suggested for the Utah Stipulation; however, the Board would be interested in his progress if he personally attends therapy. Dr. Babitz recommended the therapy continue only for personal reasons but is not required.

Ms. Taxin clarified the Utah Stipulation requirement have been meet with the California reports.

Dr. Lamb requested Dr. Jones status with California.

Dr. Jones stated he is still on probation in California and is in compliance to date. Mr. Jones stated it is an emotional, financial, and logistic problem to continue with California's requirements while he is in Utah.

Dr. Jones stated he has successfully completed 18 months of the probation in California except for a couple of address change issues. Dr. Jones stated he was going to put in a change of address and change of residence with California, listing Utah as the State of resident as of December 1, 2008. This will put Dr. Jones' California license on inactive status and it will expire in three years.

Dr. Jones clarified he could not surrender his California license without Board approval.

Dr. Lamb clarified that with the change of residency, California would no longer have jurisdiction over Dr. Jones.

Dr. Babitz requested Dr. Jones' DEA number.

Dr. Jones provided the DEA number to Ms. Harry in written form.

Dr. Babitz requested information on the ethics course required Utah's Stipulation.

Dr. Jones discussed the class he took and wondered if this would meet the requirement.

Ms. Taxin, Dr. Babitz and the Board discussed the course taken and the requirements of the Stipulation.

Dr. Lamb recommended a PACE course be taken.

Dr. Jones stated he had taken the three day PACE course and could provide the certificate if requested.

Ms. Taxin clarified that he completed the PACE course.

The Board continued to discuss the course, the pre-approval requirements, and the information of the course taken.

Dr. Ries made motion to accept the course taken as meeting the course requirement. Dr. Bennion seconded the motion.

The motion passed unanimously.

Dr. Babitz clarified the three items required.

- 1. Discuss therapy**
- 2. Discuss the required CME course**
- 3. Obtain the DEA number**

Dr. Bennion requested clarification of supervision.

Dr. Jones stated he explained to his supervisor that supervision responsibilities were from a:

- 1. Managerial standpoint. Ensuring a working business model.**
- 2. Oversight of medical care, patient and office relationships.**
- 3. Oversight of boundaries.**
- 4. Medical record and documentation review.**

Dr. Lamb requested clarification on if the supervisor is required to have a copy of the

Stipulation and Memorandum.

Dr. Babitz clarified the supervision has read the Stipulation and Order and read the written statement from the supervisor which outlined how the supervision would be in placed and how the supervision would protect the public.

Dr. Jones offered members of the Board copies of the chaperone logs.

Dr. Babitz stated Dr. Jones would meet in March and stated all three reports; supervisor reports, employer reports, and chaperone reports, are required on the 28th of each month for the first six months.

Ms. Taxin requested Dr. Jones put the location on each log so the Board will know which facility the logs are from.

The Board stated Dr. Jones was compliant.

10:45 am

Dr. Stephan J. Kitson, Telephonic Probationary Interview

Dr. Kitson met for his telephonic probationary interview.

Dr. Ries conducted the interview.

Dr. Ries asked about items from Colorado and how uncooperative Colorado has been.

Dr. Kitson stated the Colorado Board will only state that he is compliant or non-compliant and that they have not been cooperative in providing him with information for the Utah Board.

Dr. Ries stated they had received the information that Dr. Kitson had provided.

Dr. Kitson stated he was in compliance in Colorado.

Dr. Ries asked about Continuing Education requirements.

Dr. Kitson stated he had to do CME's for Colorado and would provide the information and CME

certificates to be in compliance with Utah.

Dr. Ries requested information about Dr. Kitson's work schedule.

Dr. Kitson stated he is working in a small private practice for about 20 hours a week.

The Board discussed Colorado's 18 month detailed probation and then five years regular probation.

Dr. Kitson stated he signed the MOU in November 2007 and started practice after this date.

Ms. Taxin asked if Dr. Kitson was currently in therapy.

Dr. Kitson stated he is not in current therapy but has a psychiatrist he meets on a quarterly basis or when he feels he needs to.

Ms. Harry asked if the copy of the current evaluation of boundaries is through CPHP from Dr. Gunderson.

Dr. Ries concluded the interview and stated the Board would talk with him in March of 2009 and requested all reports be turned in by February 28, 2009.

Dr. Ries stated she has been involved with this probationer since the beginning and feels he is doing well now but recommend continuing to receive the reports to ensure compliance.

Ms. Harry requested Utah's stipulation match Colorado's five year time frame. The Board discussed and agreed to correct Utah's dates and extend it to match Colorado's time frame.

Ms. Taxin requested Ms. Harry writes the new date underneath the date on the form so that the information will be available for the Board in the future.

The Board stated Dr. Kitson is compliant.

11:00 am

Dr. Darrell G. Anderson, Probationary
Interview

Dr. Anderson met for his probationary interview.

Dr. Lamb conducted Dr. Anderson's interview.

Dr. Lamb welcomed Dr. Anderson and stated that all paperwork had been received and the Board appreciated receiving the information in a timely manner.

Dr. Anderson reported that his practice has dropped off a little bit but is close to the same as previously.

Dr. Lamb reviewed the supervisor report, the records review and Dr. Lamb commented on how thoroughly complete the reports were. Dr. Lamb also discussed the concerns mentioned in the reports and requested comments on the concerns.

Dr. Anderson stated that the concerns are the same.

Dr. Lamb discussed the prescriptions, the review, the DOPL reports and the concerns of writing more than one prescription at a time.

Dr. Anderson stated he is avoiding writing more than 30 day prescriptions.

Dr. Babitz asked how the void and rewriting of prescriptions were being handled.

Ms. Taxin stated she did not see any in this review.

Dr. Lamb stated there were a few at the beginning and then there were not any after that.

Dr. Anderson discussed how and why strikeouts and rewrites were occurring.

Dr. Babitz commented Dr. Anderson needs to be careful on duplicating prescriptions.

The Board discussed with Dr. Anderson the process of how this works and how the Pharmacies see strikeouts and rewrites.

Dr. Lamb stated Dr. Anderson will meet March 2009 and all paperwork is due Feb 28, 2009.

The Board stated Dr. Anderson is compliant.

DISCUSSION ITEMS:

Eligible Chairperson Elect

Dr. Babitz requested to discuss nominations and stated the current recommendations included even a Board member not present.

Dr. Ries **nominated Dr. Howell.** Dr. Parker seconded the nomination.

Dr. J. Pingree **nominated Dr. Bennion.** Dr. G. Pingree seconded the nomination.

Dr. Parker made a motion to close the nominations and have a written vote. Dr. Lamb seconded the motion.

The motion passed unanimously.

The Board clarified Dr. Babitz has one more year as chairperson and the term is for two years; therefore, the chairperson elect would become chair in January 2010. Ms. Taxin counted the votes and Dr. Bennion was voted as chairperson elect.

Select Federation Meeting Board Member
Attendee

Ms. Taxin reviewed the Division's current stand on travel and stated if the costs go over the per diem provided by the Federation then the funds may be requested to come out of the Physician fund or may have to be paid by each attendee. Ms. Taxin stated she would be attending as the administrative member.

The Board discussed Ms. Taxin going and the Board member attending would be the voting member.

Dr. J. Pingree recommended the Chair or the Chair elect attend with Ms. Taxin. Dr. Lamb recommended and the Board agreed Dr. Babitz attend this year, Dr. Bennion going the next year, and then the year he is chair. The Board felt this would add continuity for the Board.

Executive Order

Ms. Taxin passed out the executive order which came from Ms. Francine Giani. Ms. Taxin requested each Board member read, become familiarly with, and follow the order.

Resident Training Questions

Ms. Taxin received two requests, one call and one letter:

1. Residents coming from out of State to rural Utah without being licensed and how this would impact licensure, credit for the rotation, and since the training was not ACGME approved it may affect the ability to them to sit for their exams.

2. The timing of becoming fully licensed after completion of the required 24 months residency but still in the residency program.

The Board discussed the two items:

1. Dr. Babitz stated having residents come to Utah and do a rotation would benefit the State. It would help in keeping or bringing back doctors to Utah to meet the needs of growth, births and retirements within the State.

Dr. Ries stated she felt the residents should be licensed. Dr. Babitz stated the rural residents are productive and help increase the number of doctors staying within Utah; however, the rural doctors practice very independently and would be required to be licensed to be able to write prescriptions.

The Board continued to discuss the example of the Montana resident program, the ability to bill for services, liability risks, the ability to write prescription and how theses prescriptions must be filled and how a residency in rural Utah would not meet this requirement.

Dr. Babitz stated the proposed option would require Utah to have a temporary license or a resident license. Ms. Taxin stated that Utah does not have the ability to add a new license classification without going through legislation and addressing all of the issue this entails.

2. The Board discussed putting in rule when a resident

should become licensed in Utah once they have completed the 24 month requirement. Dr. Babitz stated that becoming licensed was an option as a resident but not required by Law as long as they were in a residency program.

The Board suggested further discussion on the subject.

The Board also discussed the cost of the FCVS packet and how the cost may be preventing third year or higher residents from obtaining licensure in Utah.

Medical Malpractice Expert Witnessing

Ms. Taxin stated the Division received the book "Medical Malpractice Expert Witnessing" and offered the book to the Board members to read.

Dr. Babitz, Dr. Lamb, and the Board discussed how to handle being an expert witness and some of the complications of being a witness.

Rules Update

Ms. Taxin discussed updating the rules to include additional CE and clarification of unprofessional conduct. She presented a rough draft. Ms. Taxin, Dr. Babitz and the Board discussed the proposed language; including 4 hours of ethics as part of the CE requirements, and the wording of putting the changes in the rule.

The Board stated it would be more advantageous to include the actual wording in the rules for unprofessional conduct verse listing "violations of Medical Code of Ethics, see reference". The Board discussed the problem of listing the reference when the ADA Code of Ethics does not take a hard and fast stand. Dr. Babitz and Dr. Lamb both stated the specific boundaries need to be added to the rules but the wording should be clear.

Dr. Babitz requested the table of contents from the ADA Code of Ethics be provided to each Board member for them to read and to bring suggestions to the next meeting to include in the rules.

Ms. Taxin, Mr. Stanley, and the Board discussed the process for changing rules and including the unprofessional conduct item discussed.

Dr. Bennion made the motion to have Ms. Taxin rewrite a draft of the rules including some of the specific boundary violations listed in the Code of Ethics. Dr. J. Pingree second the motion. The Board vote was unanimous.

Dr. Layfe Anthony

Dr. G. Pingree requested an update on Dr. Anthony.

Ms. Taxin stated the panel heard the case, the case presentation appeared to be successful, and DOPL is waiting for the decision of the panel.

Ms. Taxin and Mr. Stanley reviewed the process from the panel towards a recommendation.

Mr. Stanley stated the recommendation would come to him and he would have the option of accepting or not accepting the recommendation.

Dr. Kittya Paigne

Ms. Taxin stated Dr. Paigne has signed the Stipulation and Order and would meet for the initial interview in January.

PA's Supervising Laser Procedures

Ms. Taxin and the Board discussed the possibility of Physician Assistants supervising laser procedures. The Board felt it would be acceptable for Physician Assistants to supervise laser procedures as long as it was in the Delegation of Services Agreement.

The Board further discussed the need of supervision in laser centers and the requirements of having a supervising physician on site.

Ms. Taxin stated the cosmetology statute was being opened to include the ability for estheticians to do laser treatments if they have received the proper training.

Ms. Taxin discussed Colorado has put into affect a new law and rule about laser treatments that is well written. Ms. Taxin stated she and Ms. Poe are in process of writing the laser procedures for Utah in UCA 58-1 to establish an outline for all professions.

Ms. Taxin stated it is important that the changes also

address injections in UCA 58-1. The increases in the types of services available with injections have increased and have increased the need for these clarifications.

The Board approved of Physician Assistants supervising laser treatments and being medical directors of clinics.

CORRESPONDENCE:

FSMB Correspondence- Resolutions 2009
Annual Meeting/By Law
Committee/Committee Appointments

Ms. Taxin presented the information to the Board.

The Board discussed the role of the FSMB, the Utah Board processes, the pros and cons of these processes, and the time involved with the testing and guidelines of the FSMB.

Dr. Lamb stated FSMB is not very powerful but is very knowledgeable.

The Board discussed getting the standards in other States and how they interact with FSMB.

Ms. Taxin stated she would obtain the information, include the information she and Dr. Babitz received by attending the Federation Meeting, and provide it to the Board.

Dr. Babitz suggested Dr. Bennion attend next year before he becomes chair and then when he is chair to help add continuity with the Board and the FSMB organization.

No Board action was taken.

Heart Rhythm Society Information

The Board reviewed the Heart Rhythm Society information regarding cardiovascular implantable electronic devices (CIED's) training and follow-up training.

No Board action was taken.

Dr. Rick Parkinson Letter regarding
Maintenance of Certification

The Board reviewed Dr. Parkinson's letter and discussed the information in the letter. Ms. Taxin recommended the Board wait until she and Dr. Babitz obtained more information at the FSMB meeting.

Review Clearview Recovery Center
Information

No Board action was taken.

Dr. J. Pingree requested an update on Dr. Goates.

Ms. Taxin stated Dr. Goates is at Clearview Recovery Center. She distributed the literature.

The Board reviewed the Clearview Recovery Center Information to determine if it is appropriate to refer drug and alcohol addiction people to this program.

The Board discussed the recovery center. Dr. Goates Stipulation stating he was required to stay a minimum of 90 days or the length of time the program determines is necessary.

Dr. J. Pingree requested information about the tests and results from the recovery program.

Dr. Babitz requested the status of Dr. Goates license and the requirements of him re-activating his license.

Ms. Taxin stated that he will go back on his original Stipulation which includes an amended clause which addresses substance abuse in the future.

No Board action was taken.

Kentucky Board of Medical Licensure
Newsletter

The Board reviewed the newsletter.

No Board action was taken.

Re-Licensing of Doctors

Dr. Lamb requested information about the re-licensing of Dr. Martin in Utah.

Ms. Taxin discussed the issues with re-licensing of Dr. Martin and stated we have not received any paperwork from him and she stated Dr. Martin keeps contacting the Division requesting the same information he received when he spoke with the Board.

The Board discussed the issues of re-licensing of Doctors who have been out of practice for more than two years.

Dr. Lamb requested Dr. Babitz and Ms. Taxin obtain

information about re-licensure while at the meeting with FSMB.

NEXT MEETING SCHEDULED FOR:

January 14, 2009

ADJOURN:

Motion to adjourn by Dr. G. Pingree. Seconded by Dr. Ries.

The time is 12:16 pm and the Board meeting is adjourned.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

January 14, 2009
Date Approved

(ss) Marc E. Babitz, MD
Chairperson, Utah Physician Licensing Board

January 14, 2009
Date Approved

(ss) Noel Taxin
Bureau Manager, Division of Occupational & Professional Licensing